

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Novel Compounds

the specification of which (check one)

☐ is attached hereto

☒ was filed on 02 November 1998 as Serial No. 09/184,001 and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Number	Country	Filing Date	Priority Claimed
9806221.9	U.K.	23-Mar-98	yes
9817479.0	U.K.	11-Aug-98	yes

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

Application Number	Filing Date

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Serial No.	Filing Date	Status

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Stephen Venetianer (Registration No. 25,659); Janice E. Williams (Registration No. 27,142); James M. Kanagy (Registration No. 29,550); Edward T. Lentz (Registration No. 30,191); William T. King (Registration No. 30,954); Linda E. Hall (Registration No. 31,763); Mary E. McCarthy (Registration No. 32,917); Charles M. Kinzig (Registration No. 33,252); Dara L. Dinner (Registration No. 33,680); Yuriy P. Stercho (Registration No. 33,797); Kirk Baumeister (Registration No. 33,833); Wayne J. Dustman (Registration No. 33,870); Jeffrey A. Sutton (Registration No. 34,028); William T. Han (Registration No. 34,344); Nora Stein-Fernandez (Registration No. 36,689); Alissa M. Eagle (Registration No. 37,126); Soma G. Simon (Registration No. 37,444); Edward R. Gimmi (Registration No. 38,891); Zoltan Kerekes (Registration No. 38,938); Paul F Prestia (Registration No. 23,031); Robert L Andersen (Registration No. 25,771); Christopher R Lewis (Registration No. 36,201); Eric A. Dichter (Registration No. 41,708)

Address all correspondence and telephone calls to:

Paul F Prestia, Ratner & Prestia Suite 301 One Westlakes (Berwyn), PO Box 980, Valley Forge, Pennsylvania 19482-0980, phone 610-407-0700

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: **David MICHALOVICH**

Inventor's Signature: *David Michalovich*

Date: 11<sup>th</sup> Feb 1997

Residence: Crouch End, London, England

Citizenship: British

Post Office Address: SmithKline Beecham Corporation Corporate Intellectual Property - UW2220 P.O. Box 1539 King of Prussia, Pennsylvania 19406-0939

Full Name of Inventor: **Matthew Alan SIMS**

Inventor's Signature: *M. Sims*

Date: 11<sup>th</sup> February, 1999.

Residence: Cambridge, England

Citizenship: British

Post Office Address: SmithKline Beecham Corporation Corporate Intellectual Property - UW2220 P.O. Box 1539 King of Prussia, Pennsylvania 19406-0939

Full Name of Inventor: **Narjis SHAIKH**

Inventor's Signature: *N. Shaikh*

Date: 11 Feb, 1999

Residence: Hendon, London, England

Citizenship: British

Post Office Address: SmithKline Beecham Corporation Corporate Intellectual Property - UW2220 P.O. Box 1539 King of Prussia, Pennsylvania 19406-0939

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David Michalovich, *et al.* : Art Unit:  
 Serial No.: To Be Assigned : Examiner:  
 Filed: Herewith :  
 For: NOVEL COMPOUNDS :

**Divisional of:**

Applicants: David Michalovich, *et al.* : Art Unit: 1653  
 Serial No.: 09/184,001 : Examiner: R. Mitra  
 Filed: November 2, 1998 :  
 For: NOVEL COMPOUNDS :

**DECLARATION**

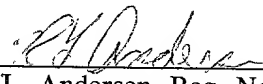
Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

I, the undersigned, hereby state that in accordance with 37 C.F.R. § 1.821(f), the contents of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 CFR §1.821(c) and (e), respectively, are the same.

Respectfully submitted,

RATNER & PRESTIA

  
 Robert L. Andersen, Reg. No. 25,771  
 Attorney for Applicants

PAM/mjc

Enclosures: Sequence Listing (5 pgs.) w/Diskette

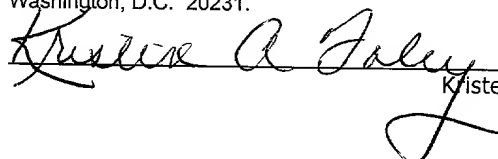
Dated: August 31, 2001

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**EXPRESS MAIL** Mailing Label Number: EL 736967687 US  
 Date of Deposit: August 31, 2001

The Assistant Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 19-2387 of any fees associated with this communication.

I hereby certify that this paper and fee are being deposited, under 37 C.F.R. § 1.10 and with sufficient postage, using the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated above and that the deposit is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
 Kristen A. Foley

407-0700 19482-0980

ASSIGNMENT

WHEREAS We, David MICHALOVICH of Crouch End, London, England; Matthew Alan SIMS of Cambridge, England and Narjis SHAIKH of Hendon, London, England made an invention entitled:

Novel Compounds

for which on February 11, 1999 we executed an application for Letters Patent of the United States under 35 U.S.C. §111(a) or filed a Provisional application under 35 U.S.C. §111(b):

NOW, THEREFORE, in return for valuable consideration paid to us by SmithKline Beecham plc a corporation organised under the laws of United Kingdom having its principal place of business at New Horizons Court, Brentford, Middx TW8 9EP, Great Britain, the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound, We do hereby assign unto the said SmithKline Beecham plc, their successors and assigns, the entire right, title and interest in and to the said invention, executed under 35 U.S.C. §111(a) or filed under 35 U.S.C. §111(b) application, and from which priority may be claimed from one or more 35 U.S.C. §111(b) applications, or any division, continuation and continuation-in-part of said application, and all Letters Patent of the United States and all foreign countries to be obtained therefor;

We further assign to the said SmithKline Beecham plc the right, optionally in their own name or in the names of their related companies, to apply for, obtain and maintain in all countries foreign to the United States, patent and/or Utility Model applications for said invention, including the full right to claim for any such application the benefits of any priority rights based on said executed United States application;

And We agree to execute further instruments (including provisional, divisional, continuation, continuation-in-part or reissue applications or other instruments) proper to effectuate the premises, this agreement to be binding upon our heirs, executors and administrators;

And We request the Commissioner of Patents and Trademarks of the United States, and any official of any country or countries foreign to the United States whose duty it is to issue patents on applications as aforesaid, to issue Letters Patent in accordance herewith.

Signed at:

Harlow, UK

David MICHALOVICH

Date:

11/11/1999

Signed at:

Harlow, UK

Matthew Alan SIMS

Date:

11/12/1999

Signed at:

Harlow, UK

Narjis SHAIKH

Date:

11/02/99

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